

**GEORGE BASSIAS**  
ATTORNEY AT LAW

21-83 Steinway Street  
Astoria, New York 11105

TEL: (718) 721-4441  
FAX: (718) 721-7981  
Email: [gbassias@yahoo.com](mailto:gbassias@yahoo.com)

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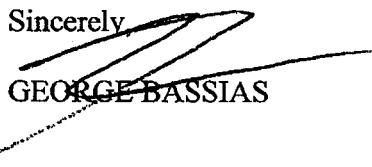
HON. JUDGE JOANNA SEYBERT  
FEDERAL COURT  
100 FEDERAL PLAZA  
CENTRAL ISLIP, NY 11722

RE: AGARD V. MERS  
INDEX: 11-CV-01826 JS  
BANKRUPTCY #: 10-77338

Dear Judge Seybert:

As Attorney for debtor Ferrel Agard, and counsel Karam Dahiya, we have decided to withdraw our appeal.

Thank you for your courtesy.

Sincerely,  
  
GEORGE BASSIAS

Cc:  
Ferrel Agard  
866 Leonhard Dr.  
Westbury, NY 11590

Karam Dahiya  
350 Broadway  
NY, NY 10007

Pryor & Mandelup  
675 Old Country Road  
Westbury, NY 11590

Hisock & Barclay  
One park Place  
300 South State Street

Syracuse, NY 13202  
Steven Baum, Esq.  
220 Northpointe parkway, Ste. G  
Amherst, NY 14228

Lock Lord Bissell & Liddell, LLP  
2200 Ross Ave. Ste. 2200  
Dallas, TX 75201

Hon. Robert Grossman  
US Bankruptcy Judge  
560 Federal Plaza  
CI, NY 11722